

Message Text

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ORIGIN NEA-12

INFO OCT-01 EUR-25 ISO-00 CIAE-00 DODE-00 PM-07 H-03

INR-10 L-03 NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03

SS-20 USIA-15 AF-10 IO-14 FAA-00 DOTE-00 EB-11 SY-10

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FM SECSTATE WASHDC
TO AMEMBASSY ABU DHABI PRIORITY
AMEMBASSY THE HAGUE PRIORITY
AMEMBASSY KUWAIT PRIORITY
INFO AMCONSUL MONTREAL

C O N F I D E N T I A L STATE 250985

MONTREAL FOR ICAO

E.O. 11652: ADS, DECLAS 12/27/81
PINS: TAGS
SUBJECT: TERRORISM: KLM HIJACKERS

REF: ABU DHABI 1577

1. IN ABSENCE MORE SATISFACTORY SOLUTION, WE HAVE HAD IN
EFFECT NO CHOICE BUT TO ACCEPT GOK STATEMENTS THAT TURNING
OVER ROME TERRORISTS TO PLO WILL ASSURE THAT JUSTICE WILL
BE DONE. IT IS POSSIBLE THIS PRECEDENT MIGHT BE USED TO
STIMULATE UAEG TAKE SAME ACTION REGARDING KLM HIJACKERS.

2. ON ASSUMPTION HIJACKERS STILL IN CUSTODY IN ABU DHABI,
AND UAEG UNDECIDED ON DISPOSAL THEIR CASES, ADDRESSEES'
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VIEWS REQUESTED ON DESIRABILITY APPROACH TO UAEG EITHER BY

USG OR DUTCH. EMBASSY HAGUE'S VIEWS ALSO REQUESTED ON PROBABLE DUTCH REACTION TO SUGGESTED APPROACH WHICH WE BELIEVE COULD BE ALONG FOLLOWING LINES.

3. ROME EPISODE UNDERSCORES NECESSITY FOR FIRM ACTION ON PART ALL INTERESTED GOVERNMENTS TO INSURE SECURITY INTERNATIONAL CIVIL AVIATION. KLM HIJACKERS ENDANGERED LIVES MANY INNOCENT PEOPLE AND THEY SHOULD BE MADE ACCOUNTABLE FOR THEIR ACTIONS IN APPROPRIATE JUDICIAL PROCEEDINGS. UAEG AS RESPONSIBLE MEMBER COMMUNITY OF NATIONS HAS OBLIGATION TO SEE JUSTICE DONE. ACCEPTABLE SOLUTION UNDER TERMS MONTREAL AND HAGUE CONVENTIONS WOULD BE EITHER TO TRY

HIJACKERS UNDER UAE LAW OR EXTRADITE THEM TO HOLLAND FOR TRIAL. UAE NOT PARTY TO HAGUE/MONTREAL, BUT NEVERTHELESS WOULD BE URGED ADOPT THIS SOLUTION.

4. FYI: OUR ASSUMPTION IS THAT UAEG WOULD NOT BE WILLING FOLLOW THIS COURSE OF ACTION. UAEG WOULD EITHER CONTINUE HOLD HIJACKERS IN CUSTODY ANTICIPATING A QUIET RELEASE AT LATER CONVENIENT TIME WHEN HEAT IS OFF, OR WOULD FOLLOW KUWAIT PRECEDENT BY TURNING PRISONERS OVER TO PLO FOR DISPOSITION. LATTER ACTION, ALTHOUGH NOT COMPLETELY SATISFACTORY, WOULD BE PREFERABLE TO LETTING PRISONERS GO UNSCATCHED. SOME PRETENSE OF JUDICIAL PROCEDURE WOULD AT LEAST BE MAINTAINED. AS MINIMUM, USG OR DUTCH WOULD BE ON RECORD ONCE AGAIN ON THE SIDE OF JUSTICE. KISSINGER

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